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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	10/644,252
Filing Date	August 20, 2003
First Named Inventor	Thomas Zdeblick, et al.
Art Unit	3731
Examiner Name	Julian W. Woo
Attorney Docket Number	MSDI-224/PC242.38

ENCLOSURES (Check all that apply)

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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Brad A. Schepers		
Date	November 8, 2006	Reg. No.	45,431

CERTIFICATE OF TRANSMISSION/MAILING

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

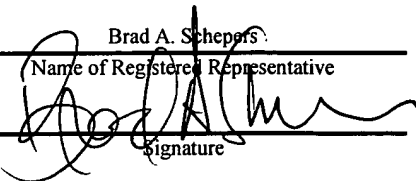
In re patent application of:)	Before the Examiner
Thomas Zdeblick et al.)	Julian W. Woo
)	
Serial No. 10/644,252)	Group Art Unit 3731
)	
Filed August 20, 2003)	Ref. No. MSDI-224/ PC242.38
)	
INTERBODY FUSION DEVICE AND)	November 8, 2006
METHOD FOR RESTORATION OF)	
NORMAL SPINAL ANATOMY)	

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated September 28, 2006, please enter and consider the following amendments and remarks. No extension fees are believed to be due with regard to the filing of this Response. However, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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INTRODUCTORY COMMENTS

Claims 19-25, 27-29, 31, 34-45 and 50 are pending in the subject application. Claims 27-29 and 34-43 have been allowed. Claim 45 has been objected to, but has been indicated as being allowable if rewritten in independent form. Claims 19-25, 31, 44 and 50 currently stand rejected. In view of the following amendments and remarks, reconsideration and allowance of the subject application are hereby requested.